

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 72909
FILED BY JV PROPERTIES, LLC
ON JUNE 7, 2005, TO APPROPRIATE THE
WATERS OF UNDERGROUND BASIN 163

PROTEST



Comes now THE SANDY MESQUITE VALLEY DEVELOPMENT ASSOCIATION
Printed or typed name of protestant

whose post office address is 777 E. QUARTZ AVE, PMB 7717, SANDY VALLEY, NV 89019
Street No. or P.O. Box, City, State and Zip Code

whose occupation is NON PROFIT COMMUNITY ASSOCIATION, and protests the granting

of Application Number 72909, filed on JUNE 7, 2005

by JV PROPERTIES, LLC
Printed or typed name of applicant to appropriate the

waters of UNDERGROUND BASIN 163 situated in CLARK
Underground or name of stream, lake, spring or other source

County, State of Nevada, for the following reasons and on the following grounds, to wit:

PROTEST OF WATER APPLICATION 72909

The Sandy-Mesquite Valley Development Association protests this water application, original and all amendments, on the grounds that it is an illegal application because there is no beneficial use for this water. The associated map does not provide any information regarding planned use except in Basin 163 on both the Nevada and California side of the state line. This means the applicant is seeking water rights to be granted by the Nevada State Engineer in the state of California also.

In Ruling 5132, the State Engineer allotted 672 afa for future growth on land available for development, including BLM land available for disposal. Sandy Valley is zoned rural with each home on 2.5 acres. Each property owner drills his own domestic well for his own use on his property. With the progression of growth acknowledged by the State Engineer and zoning supporting it, there is no beneficial use for this water. This is an illegal speculative water application. This is also an attempt to hoard water, which is illegal in the state of Nevada.

We request this application be denied by the State Engineer without a hearing or any further consideration.

THEREFORE the protestant requests that the application be DENIED
(Denied, issued subject to prior rights, etc., as the case may be)

and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Mary E. Bacher
Agent or protestant

MARY E. BACHER, TREASURER
SANDY-MESQUITE VALLEY DEVELOPMENT ASSOC
Address 777 E. QUARTZ AVE, PMB 7717, SANDY VALLEY, NV 89019
Street No. or P.O. Box No.

RECEIVED

SEP 26 2005

STATE ENGINEER'S OFFICE

City, State and Zip Code No.

Subscribed and sworn to before me this 23 day of September, 05



Kay Searle
Notary Public

State of Nevada

County of Clark

\$25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.